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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

USA,

Plaintiff,

v.

DAVID LAGUE,

Defendant.

Case No.17-cr-00150-HSG-1

PROPOSED VERDICT FORM

We, the Jury in the above-captioned case, present the following unanimous verdict:

Patient S.L.

1. Has the government proven the defendant guilty beyond a reasonable doubt of distributing the controlled substances listed below to patient S.L., on the dates listed below, in violation of 21 U.S.C. § 841(a)(1), as charged in the Second Superseding Indictment?

Count	Date	Controlled Substance	Guilty / Not Guilty (circle one)
1	10/13/16	oxycodone	GUILTY / NOT GUILTY
2	12/12/16	oxycodone	GUILTY / NOT GUILTY

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Patient D.L.

2. Has the government proven the defendant guilty beyond a reasonable doubt of distributing the controlled substances listed below to patient D.L., on the dates listed below, in violation of 21 U.S.C. § 841(a)(1), as charged in the Second Superseding Indictment?

Count	Date	Controlled Substance	Guilty / Not Guilty (circle one)		
3	1/6/15	oxycodone	GUILTY	/	NOT GUILTY
10	1/6/15	oxymorphone	GUILTY	/	NOT GUILTY
13	1/6/15	methadone	GUILTY	/	NOT GUILTY
21	1/6/15	amphetamine	GUILTY	/	NOT GUILTY
4	10/25/16	oxycodone	GUILTY	/	NOT GUILTY
11	10/25/16	oxymorphone	GUILTY	/	NOT GUILTY
14	10/25/16	methadone	GUILTY	/	NOT GUILTY
22	10/25/16	amphetamine	GUILTY	/	NOT GUILTY
5	11/29/16	oxycodone	GUILTY	/	NOT GUILTY
12	11/29/16	oxymorphone	GUILTY	/	NOT GUILTY
15	11/29/16	methadone	GUILTY	/	NOT GUILTY
23	11/29/16	amphetamine	GUILTY	/	NOT GUILTY
24	10/6/16	Clonazepam	GUILTY	/	NOT GUILTY

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Patient K.O.

3. Has the government proven the defendant guilty beyond a reasonable doubt of distributing the controlled substances listed below to patient K.O., on the dates listed below, in violation of 21 U.S.C. § 841(a)(1), as charged in the Second Superseding Indictment?

Count	Date	Controlled Substance	Guilty / Not Guilty (circle one)
6	6/18/15	oxycodone	GUILTY / NOT GUILTY
37	6/18/15	hydrocodone	GUILTY / NOT GUILTY
7	9/19/16	oxycodone	GUILTY / NOT GUILTY
20	9/19/16	methadone	GUILTY / NOT GUILTY
38	9/19/16	hydrocodone	GUILTY / NOT GUILTY
39	9/19/16	alprazolam	GUILTY / NOT GUILTY
40	9/19/16	carisoprodol	GUILTY / NOT GUILTY

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Patient J.F.

4. Has the government proven the defendant guilty beyond a reasonable doubt of distributing the controlled substances listed below to patient J.F., on the dates listed below, in violation of 21 U.S.C. § 841(a)(1), as charged in the Second Superseding Indictment?

Count	Date	Controlled Substance	Guilty / Not Guilty (circle one)		
8	12/18/14	oxycodone	GUILTY	/	NOT GUILTY
9	12/1/15	oxycodone	GUILTY	/	NOT GUILTY

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Patient M.C.M.

5. Has the government proven the defendant guilty beyond a reasonable doubt of distributing the controlled substances listed below to patient M.C.M., on the dates listed below, in violation of 21 U.S.C. § 841(a)(1), as charged in the Second Superseding Indictment?

Count	Date	Controlled Substance	Guilty / Not Guilty (circle one)		
25	2/23/15	fentanyl	GUILTY	/	NOT GUILTY
17	3/2/15	methadone	GUILTY	/	NOT GUILTY
31	3/2/15	hydromorphone	GUILTY	/	NOT GUILTY
34	3/2/15	morphine	GUILTY	/	NOT GUILTY
26	5/1/15	fentanyl	GUILTY	/	NOT GUILTY
18	5/8/15	methadone	GUILTY	/	NOT GUILTY
27	5/8/15	fentanyl	GUILTY	/	NOT GUILTY
32	5/8/15	hydromorphone	GUILTY	/	NOT GUILTY
35	5/8/15	morphine	GUILTY	/	NOT GUILTY
28	5/26/15	fentanyl	GUILTY	/	NOT GUILTY
29	1/7/16	fentanyl	GUILTY	/	NOT GUILTY
30	1/7/16	fentanyl	GUILTY	/	NOT GUILTY
19	1/8/16	methadone	GUILTY	/	NOT GUILTY
33	1/8/16	hydromorphone	GUILTY	/	NOT GUILTY
36	1/8/16	morphine	GUILTY	/	NOT GUILTY

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6. Has the government proven the defendant guilty beyond a reasonable doubt of conspiracy to commit health care fraud, in violation of 18 U.S.C. § 1349, as charged in Count Forty-One of the Second Superseding Indictment?

GUILTY (circle one) NOT GUILTY

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7. Has the government proven the defendant guilty beyond a reasonable doubt of health care fraud, in violation of 18 U.S.C. § 1347, on the dates listed below, as charged in Counts Forty-Two through Forty-Seven of the Second Superseding Indictment?

Count	Date	Controlled Substance	Guilty / Not Guilty (circle one)		
42	3/2/15	fentanyl	GUILTY	/	NOT GUILTY
43	5/1/15	fentanyl	GUILTY	/	NOT GUILTY
44	5/8/15	fentanyl	GUILTY	/	NOT GUILTY
45	5/28/15	fentanyl	GUILTY	/	NOT GUILTY
46	1/7/16	fentanyl	GUILTY	/	NOT GUILTY
47	1/14/16	fentanyl	GUILTY	/	NOT GUILTY

Dated: _____, in Oakland, California.

Jury Foreperson